

05/30/00

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UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
ML-0362C2Total Pages in this Submission
3**TO THE ASSISTANT COMMISSIONER FOR PATENTS**Box Patent Application
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

CONFOCAL IMAGING THROUGH THICK DERMAL TISSUE

and invented by:

James M. Zavislan and Jay M. Eastman

If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/001,016

Which is a:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 08/650,684

Which claims priority to Provisional Application No. 60/001,141, filed 07/13/95.

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 12 pages and including the following:
 - a. ☒ Descriptive Title of the Invention
 - b. ☐ Cross References to Related Applications (if applicable)
 - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
 - d. ☐ Reference to Microfiche Appendix (if applicable)
 - e. ☒ Background of the Invention
 - f. ☒ Brief Summary of the Invention
 - g. ☒ Brief Description of the Drawings (if drawings filed)
 - h. ☒ Detailed Description
 - i. ☒ Claim(s) as Classified Below
 - j. ☒ Abstract of the Disclosure

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Application Elements (Continued)

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
a. ☒ Formal b. ☐ Informal Number of Sheets 2
4. ☒ Oath or Declaration
a. ☐ Newly executed *(original or copy)* ☐ Unexecuted
b. ☒ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
c. ☒ With Power of Attorney ☐ Without Power of Attorney
d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied
under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby
incorporated by reference therein.
6. ☐ Computer Program in Microfiche
7. ☐ Genetic Sequence Submission *(if applicable, all must be included)*
a. ☐ Paper Copy
b. ☐ Computer Readable Copy
c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. ☒ Assignment Papers *(cover sheet & documents)* (copy from prior application)
9. ☐ 37 CFR 3.73(b) Statement *(when there is an assignee)*
10. ☐ English Translation Document *(if applicable)*
11. ☒ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☒ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing
☐ First Class ☒ Express Mail *(Specify Label No.):* EL641552251US

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Accompanying Application Parts (Continued)

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Small Entity Statement(s) - Specify Number of Statements Submitted: 1
17. ☒ Additional Enclosures (please identify below):

CHANGE OF ADDRESS OF ATTORNEY

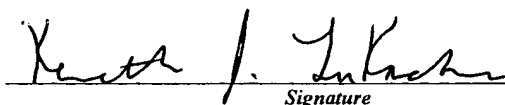
Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	17	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	3	- 3 =	0	x \$39.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$345.00
OTHER FEE (specify purpose)					\$0.00
TOTAL FILING FEE					\$345.00

- ☒ A check in the amount of \$345.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-1101 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: May 26, 2000


Signature

Kenneth J. LuKacher
Attorney for Applicants
Registration No. 38,539
South Winton Court
3136 Winton Road South, Suite 304
Rochester, New York 14623
Telephone: (716) 424-2670

KJL/tsm
cc:

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)Applicant(s): **James M. Zavislan and Jay M. Eastman**

Docket No.

ML-0362C2

Serial No.

N/A

Filing Date

Concurrently herewith

Examiner

N/A

Group Art Unit

N/A

Invention: **CONFOCAL IMAGING THROUGH THICK DERMAL TISSUE**JC759 U.S. PTO
09/579599
05/26/00I hereby certify that this Utility Patent Application

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on May 26, 2000

(Date)

Tammy S. Moynihan

(Typed or Printed Name of Person Mailing Correspondence)

Tammy S. Moynihan

(Signature of Person Mailing Correspondence)

EL641552251US

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Note: Each paper must have its own certificate of mailing.

Change Of Attorney Or Agent's Address In Application
(37 CFR 1.8(a))

Docket No.

ML-0362C2

In Re Application Of: **James M. Zavisland and Jay M. Eastman**

Serial No.
Cont. of 09/001,016

Filing Date
Concurrently herewith

Examiner
N/A

Group Art Unit
N/A

Invention: **CONFOCAL IMAGING THROUGH THICK DERMAL TISSUE**

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Please send all correspondence for this application to:

Kenneth J. LuKacher
Attorney at Law
South Winton Court
3136 Winton Road South, Suite 304
Rochester, New York 14623

Please direct all telephone calls to:

Kenneth J. LuKacher - (716) 424-2670


Signature of Attorney or Agent of Record

Dated: **May 26, 2000**

Kenneth J. LuKacher
Attorney for Applicants
Registration No. 38,539
South Winton Court
3136 Winton Road South, Suite 304
Rochester, New York 14623
Telephone: (716) 424-2670

Registration Number & Address of Attorney or Agent of Record

I certify that this document is being deposited on
with the U.S. Postal Service as first
class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence